

ORIGINAL

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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DEC 21 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the matter of

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Amendment of the FM Table of
Allotments to Add Channel 221A
at Beaver, Utah

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File No. RM-_____

MM Docket No. _____

TO: John A. Karousos, Chief
Allocations Branch, Policy and Rules Division

PETITION FOR RULEMAKING CORRECTED

Deborah Comley originally filed this petition on December 5, 2001. That filing, however, included two typographical errors in the Petition (but not the accompanying engineering statement) with respect to the coordinates of the proposed allotment and the channel of the proposed allotment. The correct coordinates, as set forth in the engineering statement, are 38° 16' 37" N and 112° 38' 25" W. The correct channel is 221A. This corrected version of the Petition is being submitted to assure that the Commission's records accurately reflect the proposal.

1. Deborah Comley hereby requests that the Commission initiate a rulemaking proceeding in order to amend the FM Table of Allotments to add Channel 221A at Beaver, Utah, as follows:

| Community | Current Channel Allotment | Proposed Channel Allotments |
|------------|------------------------------|--------------------------------|
| Beaver, UT | -- | 221A |

Included as Attachment A is a channel study in support of this Petition. The channel study utilizes the city reference coordinates of 38° 16' 37" N and 112° 38' 25" W.

2. Beaver, Utah has a population of almost 2,500 and is located 200 miles south of Salt Lake City. It is the largest city in, and the county seat of, Beaver County.

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List Attached

Beaver is an incorporated city with a Mayor-Council form of government and an appointed City Manager. See Beaver City Government website (<http://www.beaverutah.net/city.htm>).

Five city departments oversee electrical power, water and sewer, public works, building, and parks and recreation services for Beaver. *Id.* Beaver has its own city library and a high school (which is part of the Beaver County School System). Described at the Beaver, Utah website (<http://www.beaverutah.net/index.html>) as a "tranquil agricultural community", Beaver is located in a recreational area featuring outdoor activities of many kinds. Beaver itself features a number of overnight lodging and dining facilities.

3. No other radio station, AM or FM, station is licensed to Beaver. The proposed allotment would meet all spacing requirements, as specified in Section 73.207 of the Commission's Rules, and its proposed 3.16 mV/m contour would cover the entire community of Beaver. It would be in the public interest to add Channel 221A at Beaver, thereby providing a first local FM service there. Provision of a first local service is recognized as a "priority one" factor in evaluation of proposed channel allotments. See *Revision of FM Assignment Policies and Procedures*, 90 F.C.C.2d 88 (1982).

5. If the Commission allots Channel 221A at Beaver, Utah, I (either individually or through a business organization in which I will be a principal) will apply for a construction permit for that channel and, if that application is granted, I will construct and operate the proposed station.

WHEREFORE, for the reasons stated, Deborah Comley requests that the FM Table of Allotments be amended as follows:

| Community | Current Channel Allotment | Proposed Channel Allotments |
|------------|---------------------------|-----------------------------|
| Beaver, UT | -- | 221A |

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Respectfully submitted,


Deborah Comley

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(502) 254-1199

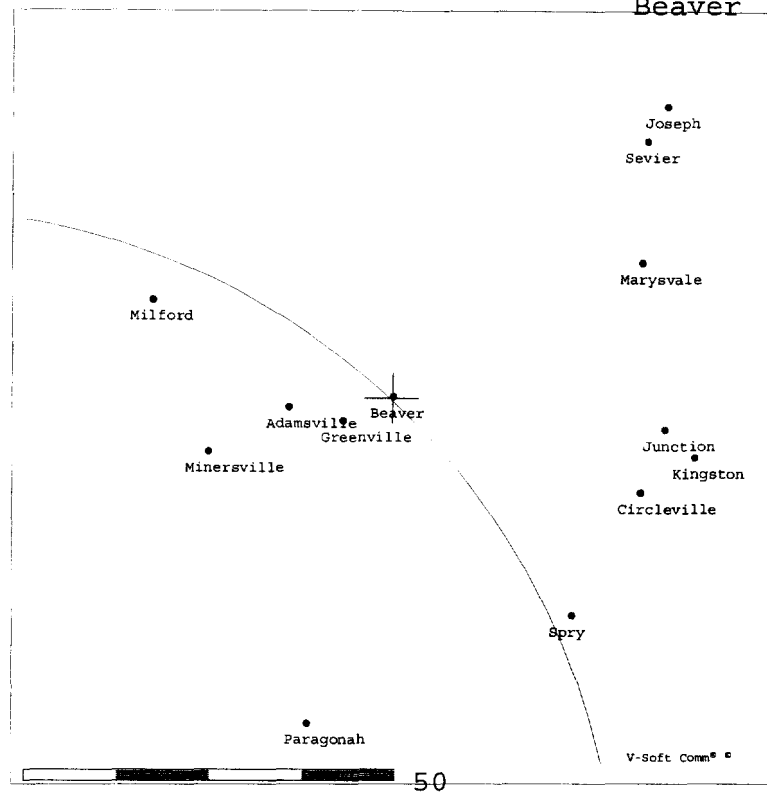
12-17-01

Deborah Comley
Beaver Utah

FMCONT^(TM) LOCATE STUDY

Ch 221 A
92.1 MHz

N. Lat. 38 16 37
W. Lng. 112 38 25



| Call | CH# | Location | | D-KM | Azi | FCC | Margin |
|--------|-------|------------|----|--------|-------|-------|--------|
| KXFF | 223C | Cedar City | UT | 95.33 | 222.7 | 95.0 | 0.33 |
| ALLO | 221C3 | Wellington | UT | 216.93 | 48.9 | 142.0 | 74.93 |
| RADD | 221C3 | Wellington | UT | 216.93 | 48.9 | 142.0 | 74.93 |
| KUUU | 221C3 | Tooele | UT | 261.07 | 1.4 | 142.0 | 119.07 |
| DKRDC- | 219A | St. George | UT | 153.59 | 212.3 | 31.0 | 122.59 |
| RADD | 275C3 | Hurricane | UT | 135.05 | 205.2 | 12.0 | 123.05 |
| ALLO | 275C3 | Hurricane | UT | 135.05 | 205.2 | 12.0 | 123.05 |
| KLNR | 219C3 | Panaca | NV | 175.22 | 256.5 | 42.0 | 133.22 |
| KTCE | 222A | Payson | UT | 209.55 | 19.2 | 72.0 | 137.55 |
| KNAD | 219C2 | Page | AZ | 196.65 | 152.8 | 55.0 | 141.65 |
| KSGC | 221A | Tusayan | AZ | 259.92 | 169.9 | 115.0 | 144.92 |